BEFORE THE COUNCIL OF THE
CITY OF LAFAYETTE

Resolution Requesting and Consenting to	)	
Consolidation of Elections; and Setting	)	**RESOLUTION NO: 2008-30**
Specifications of the Election Order	)	

WHEREAS, the City Council has ordered a Municipal Election to be held on **Tuesday, November 4, 2008**, to fill certain municipal offices; and

WHEREAS, other elections may be held in whole or in part of the territory of the City and it is to the advantage of the City to consolidate pursuant to Elections Code Section 10400; and

WHEREAS, Elections Code Section 10242 provides that the governing body shall determine the hours of opening and closing the polls; and

WHEREAS, Elections Code Section 10002 requires the City to reimburse the county in full for the services performed upon presentation of a bill to the City by the County Elections Official; and

WHEREAS, Elections Code Section 13307 requires that before the nominating period opens the governing body must determine whether a charge shall be levied against each candidate submitting a candidate's statement to be sent to the voters; and may estimate the cost; and determine whether the estimate must be paid in advance; and

WHEREAS, Elections Code Section 12101 requires the publication of a notice of the election once in a newspaper of general circulation in the City;

WHEREAS, tie votes shall be determined by lot unless the city council adopts the provisions of Elections Code 15651 (b) prior to the conduct of the election resulting in the tie vote.

NOW, THEREFORE, IT IS ORDERED that an election be held in accordance with the following specifications:

SPECIFICATIONS OF THE ELECTION ORDER

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1. The Election shall be held on **Tuesday**, the **4th day of November, 2008.** The purpose of the election is to choose successors for the **following offices**:

Three (3) Councilmembers Four (4) year terms

2. This City Council hereby requests and consents to the consolidation of this election with other elections which may be held in whole or in part of the territory of the City, as provided in Elections Code 10400.

3. The City hereby designates the hours the polls are to be kept open shall be from 7:00 A.M. to 8:00 P.M.

4. The City will reimburse the County for the actual cost incurred in conducting the election upon receipt of a bill stating the amount due as determined by the elections official.

5. The City Council has determined that the Candidate will pay for the Candidate's Statement.

The Candidate's Statement will be limited to 300 words. As a condition of having the

Candidate's Statement published, the candidate shall pay the estimate cost at the time of filing. The City

Council hereby establishes the estimated cost for a candidate statement as the following: $ 650.00

6. The City of Lafayette is to publish the Notice of Election in the following newspaper; Contra Costa Times which is a newspaper of general circulation that is published daily in the City.

7. The City Council has determined that the action to be taken in the event of a tie vote is as follows:

In the event two or more candidates receive an equal number of votes, the resolution of a tie vote will be by lot.

8. The City directs that a certified copy of this Resolution be forwarded to the Registrar of Voters and to the Board of Supervisors of Contra Costa County.

THE FOREGOING RESOLUTION WAS ADOPTED upon motion of Councilmember _____

seconded by Councilmember _____, at a regular meeting on this _____

day of _____, 2008, by the following vote:

AYES: _____ ABSTAIN: _____

ABSENT: _____ NOES: _____

ATTEST: APPROVED:

_____ _____

Joanne Robbins, City Clerk Date Mike Anderson, Mayor Date

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